

RESPONSE DUE

09/284421



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

4801/110

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/284,421	GORDON	J 043601/0110

FOLEY & LARDNER
ONE IBM PLAZA
330 NORTH WABASH AVENUE
SUITE 3300
CHICAGO IL 60611-3608



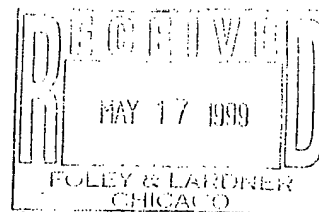
INTERNATIONAL APPLICATION NO.	
PCT/GB97/02708	
I.A. FILING DATE	PRIORITY DATE
10/08/97	10/08/96

DATE MAILED: 05/13/99

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):
☒ U.S. Basic National Fee.
☒ Copy of the international application in:
☐ a non-English language.
☒ English.
☐ Translation of the international application into English.
☐ Oath or Declaration of inventors(s) for DO/EO/US.
☐ Copy of Article 19 amendments.
☐ Translation of Article 19 amendments into English.
☒ The International Preliminary Examination Report in English and its Annexes, if any.
☐ Translation of Annexes to the International Preliminary Examination Report into English.
☒ Preliminary amendment(s) filed 08 APR 1999 and _____
☐ Information Disclosure Statement(s) filed _____ and _____
☐ Assignment document.
☐ Power of Attorney and/or Change of Address.
☐ Substitute specification filed _____
☐ Statement Claiming Small Entity Status.
☒ Priority Document.
☒ Copy of the International Search Report ☒ and copies of the references cited therein.
☐ Other:



2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
 3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
 5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917
☐ PTO-875

☐ Notice of Defective Translation

FORM PCT/DO/EO/905 (December 1997)

Telephone: (703) 305-3634

Fredrick Smith



Attorney Docket No.: 043601/0110

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re the application of: John Francis Gordon

Serial No.: 09/284,421

I.A. Filing Date: October 8, 1997

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

JUNE 8, 1999
Date

Jorie Johnson
Name JOHNSON

JUNE 8, 1999
Date of Signature

For: APPARATUS AND METHOD FOR CONDUCTING ASSAYS

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**BOX MISSING PARTS**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sirs:

Transmitted herewith for completing the filing of the above-captioned patent application is:

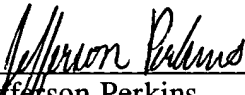
1. Signed Declaration/Power of Attorney;
2. Assignment of the application from the inventor to Molecular Drives Limited and a check in the amount of \$40.00 to cover the assignment fee;
3. Verified statement claiming Small Entity Status (Small Business Concern);
4. Request for Refund;
5. Return copy of the Notice to File Missing Parts of Application Filing Date Granted;

6. Return postcard acknowledging receipt of the above items.

The surcharge for a large entity to file a Notice of Missing Parts was included with the original filing fee. No additional fee is thought to be due. However, if any fees are due, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 06-1450 of Foley & Lardner. Please reference attorney Docket No. 043601/0110 on all correspondence. This sheet is transmitted in duplicate.

Respectfully submitted,

FOLEY & LARDNER



Jefferson Perkins
Attorney for Applicant
Registration No. 31,407

FOLEY & LARDNER
330 North Wabash Avenue
Suite 3300
Chicago, Illinois 60611-3608
(312) 755-2512

June 8, 1999